

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

IN RE:

Diana M. Onifer and Michael S. Onifer,
Debtors.

Bankruptcy No. 16-22349– CMB

Chapter 13

Related to Doc. Nos. 91, 93 & 94

**Ronda J. Winnecour, Chapter 13
Trustee,**

Movant,

Vs.

Wilmington Savings Fund Society, FSB

Respondent.

ORDER

AND NOW, this 24th, day of May, 2018, it is hereby ORDERED, ADJUDGED, AND

DECREED that:

1. On or before **May 31, 2018**, Attorney William Miller must file a statement with the Court providing the name of a corporate designee of *Wilmington Savings Fund Society, FSB* (“*Wilmington*”) who has first-hand knowledge of the information sought by the Chapter 13 trustee and who is intimately familiar with the processes and procedures involved in removing charges, in accordance with this Court’s order dated April 5, 2018 (the “April 5th Order”).¹ The corporate designee must be prepared to testify as to the items delineated in the April 5th Order.

¹ The Court notes that Attorney William Miller filed a Statement Identifying Corporate Designee at docket no. 93, however, the designation fails to comply with the April 5th Order directing Attorney Miller to provide a name of a corporate designee of Wilmington (not Shellpoint Mortgage Servicing).

2. On or before **June 6, 2018**, the Chapter 13 Trustee must file a statement as to whether she is still pursuing her motion for sanctions and whether an evidentiary hearing is necessary.
3. If the Chapter 13 trustee indicates that an evidentiary hearing is still necessary, it will be held on **June 12, 2018 at 10:00 a.m.** in Courtroom B, 54th Floor, U.S. Steel Tower, 600 Grant Street, Pittsburgh, PA 15219. The corporate designee from Wilmington must (i) be prepared to provide proof that Wilmington's records have been corrected to remove all disallowed charges; (ii) testify as to the relationship between Wilmington and its servicer(s) and what the contracts are between Wilmington and its servicer(s); and (iii) answer any other questions that the Chapter 13 trustee has about the loan.
4. Should the Chapter 13 trustee indicate that she is still pursuing her motion requesting sanctions, the Court will consider whether to award sanctions against Wilmington at the hearing on **June 12, 2018 at 10:00 a.m.**
5. The attached forms shall be used to prepare each party's exhibit list and witness list.
6. All exhibits shall be pre-marked by counsel using exhibit labels. Movant(s) use exhibit numbers and Respondent(s) use exhibit letters. Each exhibit shall also be pre-marked to indicate whose exhibit it is and the date of the hearing. Example:

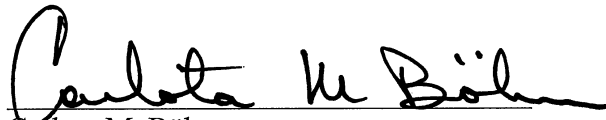
Movant (Name)	Respondent (Name)
Exhibit #1	Exhibit A
8/9/13 (Hearing Date)	8/9/13(Hearing Date)

7. Counsel shall deliver to Chambers² and opposing counsel a completed witness list and exhibit list using the attached forms and copies of all pre-marked exhibits on or before **June 8, 2018**. Exhibits are not required to be filed on the docket.
8. Movant shall serve the Motion and this Order on all parties in interest and shall file a Certificate of Service forthwith.

FILED

MAY 25 2018

CLERK, U.S. BANKRUPTCY COURT
WEST DIST. OF PENNSYLVANIA


Carlota M. Böhm
United States Bankruptcy Judge

² Pursuant to Judge Böhm's Procedures, counsel shall provide the Court with three (3) complete copies of marked exhibits.

EXHIBITS FILED ON BEHALF OF: _____

Case No. _____

Motion _____

Doc. No. _____

Date of Evidentiary Hearing _____

Exhibit Number/ Letter	Date of Exhibit	Witness	Description	Offered/ Admitted	Objections/ Rulings/ Exceptions

WITNESS LIST FILED ON BEHALF OF: _____

Case No. _____

Motion _____

Doc. No. _____

Date of Evidentiary Hearing _____

Name of Witness	Address	Area of Testimony	Objections

Certificate of Notice Page 5 of 5
United States Bankruptcy Court
Western District of Pennsylvania

In re:
Diana M Onifer
Michael S Onifer
Debtors

Case No. 16-22349-CMB
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-2

User: dsaw
Form ID: pdf900

Page 1 of 1
Total Noticed: 1

Date Rcvd: May 24, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on May 26, 2018.
db/jdb +Diana M Onifer, Michael S Onifer, 112 West Fourth Avenue, Latrobe, PA 15650-1006

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: May 26, 2018

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on May 24, 2018 at the address(es) listed below:

James Warmbrodt on behalf of Creditor WILMINGTON SAVINGS FUND SOCIETY, FSB, doing business as CHRISTIANA TRUST, not in its individual capacity but solely as Trustee for BCAT 2014-4TT
bkgroup@kmlawgroup.com
Jeffrey S. Golembiewski on behalf of Debtor Diana M Onifer jgolembiewski@yahoo.com,
denisegole@yahoo.com
Jeffrey S. Golembiewski on behalf of Joint Debtor Michael S Onifer jgolembiewski@yahoo.com,
denisegole@yahoo.com
Joshua I. Goldman on behalf of Creditor WILMINGTON SAVINGS FUND SOCIETY, FSB, doing business as CHRISTIANA TRUST, not in its individual capacity but solely as Trustee for BCAT 2014-4TT
bkgroup@kmlawgroup.com
Office of the United States Trustee ustpreion03.pi.ecf@usdoj.gov
Ronda J. Winnecour cmecf@chapter13trusteedpa.com
S. James Wallace on behalf of Creditor Peoples Natural Gas Company LLC sjw@sjwpgh.com,
Equitablebankruptcy@peoples-gas.com/srk@sjwpgh.com
William E. Miller on behalf of Creditor WILMINGTON SAVINGS FUND SOCIETY, FSB, doing business as CHRISTIANA TRUST, not in its individual capacity but solely as Trustee for BCAT 2014-4TT
wmiller@sterneisenberg.com, bkecf@sterneisenberg.com

TOTAL: 8